1 2 3 4 5 6 7 8 IN THE UNITED STATES DISTRICT COURT 9 FOR THE EASTERN DISTRICT OF CALIFORNIA UNITED STATES OF AMERICA, 10 11 Respondent, No. CR S-02-104 LKK GGH 12 VS. CESAR VALDEZ-SANTOS, 13 Movant. **ORDER** 14 15 16 Movant, a federal prisoner proceeding pro se, has filed a motion to vacate, set 17 aside, or correct his sentence pursuant to 28 U.S.C. § 2255. Since movant may be entitled to the requested relief if he can establish a violation of his constitutional rights, respondent is directed 18 19 to file an answer within twenty-eight days of the effective date of this order. See Rule 4, Rules Governing Section 2255 Proceedings. 20 21 Respondent shall include with the answer any and all transcripts or other 22 documents relevant to the determination of the issues presented in the motion. Rule 5, Rules 23 Governing Section 2255 Proceedings. Movant's traverse, if any, is due on or before twenty-eight 24 days from the date respondent's answer is filed. 25 ///// ///// 26

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The Clerk of the Court shall serve a copy of this order, together with a copy of movant's motion, on the United States Attorney or his authorized representative. DATED: November 2, 2010 /s/ Gregory G. Hollows UNITED STATES MAGISTRATE JUDGE GGH:0014 VALD0104.206